# **PROOF**

## STATE OF IOWA

# **House Journal**

WEDNESDAY, MARCH 25, 2015

Produced daily by the State of Iowa during the sessions of the General Assembly. (The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Seventy-third Calendar Day - Forty-sixth Session Day

Hall of the House of Representatives Des Moines, Iowa, Wednesday, March 25, 2015

The House met pursuant to adjournment at 8:37 a.m., Speaker Paulsen in the chair.

Prayer was offered by retired Pastor George Hanusa from Des Moines. He was the guest of Representative Hanusa of Pottawattamie.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Joanna Drake, Page from Clinton.

The Journal of Tuesday, March 24, 2015, was approved.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 24, 2015, passed the following bill in which the concurrence of the House is asked:

<u>Senate File 232</u>, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Also: That the Senate has on March 24, 2015, passed the following bill in which the concurrence of the House is asked:

<u>Senate File 397</u>, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Also: That the Senate has on March 24, 2015, passed the following bill in which the concurrence of the House is asked:

Senate File 415, a bill for an act related to elections administration and election officials.

Also: That the Senate has on March 24, 2015, passed the following bill in which the concurrence of the House is asked:

<u>Senate File 456</u>, a bill for an act concerning the sale and off-premises transportation and consumption of certain containers of beer.

MICHAEL E. MARSHALL, Secretary

## INTRODUCTION OF BILLS

<u>House File 608</u>, by Jacoby, a bill for an act relating to the establishment of a class-size goal for school districts.

Read first time and referred to committee on Education.

<u>House File 609</u>, by Jacoby, a bill for an act establishing a STEM categorical funding supplement and including applicability provisions.

Read first time and referred to committee on Education.

House File 610, by Jacoby, a bill for an act relating to the membership of the board of regents and including transition provisions.

Read first time and referred to committee on **Education**.

<u>House File 611</u>, by Jacoby, a bill for an act relating to the individual income tax by modifying the income tax brackets and tax rates, and including retroactive applicability provisions.

Read first time and referred to committee on Ways and Means.

<u>House File 612</u>, by Jacoby, a bill for an act modifying the property tax assessment limitations for residential property and agricultural property.

Read first time and referred to committee on Ways and Means.

## SENATE MESSAGES CONSIDERED

Senate File 232, by committee on Human Resources, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time and passed on file.

<u>Senate File 397</u>, by committee on Transportation, a bill for an act relating to matters under the purview of the department of transportation, providing fees, and including effective date provisions.

Read first time and referred to committee on Ways and Means.

<u>Senate File 415</u>, by committee on State Government, a bill for an act related to elections administration and election officials.

Read first time and referred to committee on State Government.

The House stood at ease at 8:46 a.m., until the fall of the gavel.

The House resumed session at 10:04 a.m., Speaker Paulsen in the chair.

## ADOPTION OF HOUSE RESOLUTION 13

Upmeyer of Cerro Gordo called up for consideration <u>House</u> <u>Resolution 13</u>, a resolution congratulating Mikaela Foecke for her success on and off the volleyball court.

Heaton of Henry moved the adoption of House Resolution 13.

The motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS Regular Calendar

<u>House File 285</u>, a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund, was taken up for consideration.

Running-Marquardt of Linn offered amendment  $\underline{\text{H-}1008}$  filed by her and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Hunter of Polk.

On the question "Shall amendment  $\underline{H-1008}$  be adopted?" ( $\underline{H.F.285}$ )

The ayes were, 39:

Anderson	Bearinger	Bennett	Berry
Brown-Powers	Cohoon	Dawson	Dunkel
Finkenauer	Forbes	Gaines	Gaskill
Hall	Hanson	Hunter	Isenhart
Jacoby	Kearns	Kelley	Kressig
Lensing	Lykam	Mascher	McConkey
Miller, H.	Oldson	Olson	Prichard
Ruff	Running-Marquardt	Smith	Staed
Steckman	Stutsman	Taylor, T.	Thede
Wessel-Kroeschell	Winckler	Wolfe	

The nays were, 58:

Bacon	Baltimore	Baudler	Baxter
Best	Branhagen	Byrnes	Carlson
Cownie	Deyoe	Dolecheck	Drake
Fisher	Forristall	Fry	Gassman
Grassley	Gustafson	Hagenow	Hanusa
Heartsill	Heaton	Hein	Highfill
Holt	Huseman	Jones	Jorgensen
Kaufmann	Klein	Koester	Kooiker
Landon	Maxwell	Meyer	Miller, L.
Mommsen	Moore	Nunn	Paustian
Pettengill	Rizer	Rogers	Salmon
Sands	Sexton	Sheets	Sieck
Soderberg	Stanerson	Taylor, R.	Upmeyer
Vander Linden	Watts	Wills	Windschitl
Worthan	Mr. Speaker		
	Paulsen		

Absent or not voting, 3:

Abdul-Samad Heddens Ourth

Amendment H-1008 lost.

## SENATE FILE 217 SUBSTITUTED FOR HOUSE FILE 285

Carlson of Muscatine asked and received unanimous consent to substitute Senate File 217 for House File 285.

<u>Senate File 217</u>, a bill for an act concerning Iowa finance authority duties regarding the title guaranty board and the shelter assistance fund, was taken up for consideration.

Carlson of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 217)

The ayes were, 97:

Anderson Bacon Baltimore Baudler Baxter Bearinger Bennett Berry Brown-Powers Byrnes Best Branhagen Carlson Cohoon Cownie Dawson Dolecheck Deyoe Dunkel Drake Finkenauer Fisher Forbes Forristall Fry Gaines Gaskill Gassman Grassley Gustafson Hagenow Hall Hanson Hanusa Heartsill Heaton Highfill Hunter Hein Holt Huseman Isenhart Jacoby Jones Jorgensen Kaufmann Kearns Kelley Klein Koester Kooiker Kressig Mascher Landon Lensing Lykam Maxwell McConkey Meyer Miller, H. Miller, L. MommsenMoore Nunn Oldson Pettengill Olson Paustian Prichard Rizer Rogers Ruff Running-Marquardt Salmon Sands Sexton Smith Soderberg Sheets Sieck Staed Stanerson Steckman Stutsman Taylor, R. Taylor, T. Thede Upmeyer Vander Linden Watts Wessel-Kroeschell Wills Winckler Windschitl Wolfe Worthan Mr. Speaker

The nays were, none.

Paulsen

Absent or not voting, 3:

Abdul-Samad Heddens Ourth

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 455, a bill for an act requiring the submission of a corporate governance annual disclosure to the commissioner of insurance by certain insurers or insurance groups, and including penalties and applicability date provisions, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 455)

The ayes were, 98:

Anderson Bacon Baltimore Baudler Baxter Bearinger Bennett Berry Brown-Powers Byrnes Best Branhagen Carlson Cohoon Cownie Dawson Dolecheck Dunkel Deyoe Drake Finkenauer Fisher Forbes Forristall Gaskill Fry Gaines Gassman Grassley Gustafson Hagenow Hall Hanson Hanusa Heartsill Heaton Heddens Highfill Holt Hein Hunter Huseman Isenhart Jacoby Jones Jorgensen Kaufmann Kearns Kelley Klein Koester Kooiker Kressig Landon Lensing Lykam Mascher Maxwell McConkey Meyer Miller, L. Miller, H. Mommsen Moore Oldson Paustian Nunn Olson Pettengill Prichard Rizer Rogers Ruff Salmon Sands Running-Marquardt Sexton Sheets Smith Sieck Soderberg Staed Stanerson Steckman Stutsman Taylor, R. Taylor, T. Thede Upmeyer Vander Linden Watts Wessel-Kroeschell Wills Windschitl Wolfe Winckler Worthan Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Ourth

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 493, a bill for an act relating to the right of residents, owners, tenants, and landlords to summon emergency assistance and preempting related local ordinances, rules, and regulations, was taken up for consideration.

Nunn of Polk offered amendment  $\underline{H-1150}$  filed by him and moved its adoption.

Amendment H-1150 was adopted.

Nunn of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 493)

The ayes were, 98:

Abdul-Samad Anderson Bacon Baltimore Baxter Bearinger Bennett Berry Best Branhagen Brown-Powers Byrnes Carlson Cohoon Cownie Dawson Dolecheck Dunkel Deyoe Drake Finkenauer Fisher Forbes Forristall Gaines Gaskill Fry Gassman Grassley Gustafson Hagenow Hall Hanson Hanusa Heartsill Heaton Highfill Holt Heddens Hein Isenhart Jacoby Hunter Huseman Jones Jorgensen Kaufmann Kearns Kelley Klein Koester Kooiker Kressig Landon Lensing Lykam Mascher Maxwell McConkey Meyer Miller, H. Miller, L. Mommsen Moore Nunn Oldson Olson Paustian Pettengill Prichard Rizer Rogers Sands Ruff Running-Marquardt Salmon Sexton Sheets Sieck Smith Stanerson Staed Steckman Soderberg Stutsman Taylor, R. Taylor, T. Thede Vander Linden Wessel-Kroeschell Upmeyer Watts Wills Winckler Windschitl Wolfe Worthan Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, 2:

Baudler Ourth

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

<u>House File 501</u>, a bill for an act relating to the operation of a rescue vehicle when responding to an emergency, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 501)

The ayes were, 100:

Abdul-Samad Anderson Bacon Baltimore Baudler Baxter Bearinger Bennett Berry Best Branhagen **Brown-Powers** Byrnes Carlson Cohoon Cownie Dawson Dolecheck Drake Deyoe Dunkel Finkenauer Fisher Forbes Forristall Gaines Gaskill Fry Gassman Grassley Gustafson Hagenow Hall Heartsill Hanson Hanusa Heaton Heddens Hein Highfill Isenhart Holt Hunter Huseman Kaufmann Jacoby Jones Jorgensen Kearns Kelley Klein Koester Kooiker Kressig Landon Lensing Lykam Mascher Maxwell McConkey Meyer Miller, H. Miller, L. Mommsen Moore Nunn Oldson Olson Ourth Paustian Pettengill Prichard Rizer Rogers Ruff Running-Marquardt Salmon Sands Sexton Sheets Sieck Smith Soderberg Staed Taylor, R. Stanerson Steckman Stutsman Taylor, T. Vander Linden Thede Upmeyer Watts Wessel-Kroeschell Wills Winckler Windschitl Wolfe Worthan Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none:

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

<u>House File 504</u>, a bill for an act relating to electronic delivery and posting of insurance notices and documents, was taken up for consideration.

Pettengill of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 504)

The ayes were, 100:

Abdul-Samad Anderson Bacon Baltimore Baudler Baxter Bearinger Bennett Berry Best Branhagen **Brown-Powers** Byrnes Carlson Cohoon Cownie Dawson Dolecheck Drake Deyoe Dunkel Finkenauer Fisher Forbes Forristall Gaines Gaskill Fry Gassman Grassley Gustafson Hagenow Hall Hanson Hanusa Heartsill Heaton Heddens Hein Highfill Isenhart Holt Hunter Huseman Kaufmann Jacoby Jones Jorgensen Kearns Kelley Klein Koester Kooiker Kressig Landon Lensing Lykam Mascher Maxwell McConkey Meyer Miller, H. Miller, L. Mommsen Moore Nunn Oldson Olson Ourth Paustian Pettengill Prichard Rizer Rogers Ruff Running-Marquardt Salmon Sands Sexton Sheets Sieck Smith Soderberg Staed Taylor, R. Stanerson Steckman Stutsman Taylor, T. Vander Linden Thede Upmeyer Watts Wessel-Kroeschell Wills Winckler Windschitl Wolfe Worthan Mr. Speaker Paulsen

The nays were, none.

Absent or not voting, none:

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## **HOUSE FILE 285 WITHDRAWN**

Carlson of Muscatine asked and received unanimous consent to withdraw <u>House File 285</u> from further consideration by the House.

## **HOUSE FILE 137 WITHDRAWN**

Salmon of Black Hawk asked and received unanimous consent to withdraw House File 137 from further consideration by the House.

<u>House File 550</u>, a bill for an act requiring publication on the internet of contact information for elective public officers, was taken up for consideration.

Sexton of Calhoun asked and received unanimous consent to withdraw amendment  $\underline{H-1079}$  filed by him on March 12, 2015.

Sexton of Calhoun offered amendment <u>H-1126</u> filed by him and moved its adoption.

Amendment H-1126 was adopted.

Sexton of Calhoun moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 550)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baltimore
Baudler	Baxter	Bearinger	Bennett
Berry	Best	Branhagen	Brown-Powers
Byrnes	Carlson	Cohoon	Cownie
Dawson	Deyoe	Dolecheck	Drake
Dunkel	Finkenauer	Fisher	Forbes
Forristall	Fry	Gaines	Gaskill
Gassman	Grassley	Gustafson	Hagenow
Hall	Hanson	Hanusa	Heartsill
Heaton	Heddens	Hein	Highfill
Holt	Hunter	Huseman	Isenhart
Jacoby	Jones	Jorgensen	Kaufmann
Kearns	Kelley	Klein	Koester
Kooiker	Kressig	Landon	Lensing
Lykam	Mascher	Maxwell	McConkey
Meyer	Miller, H.	Miller, L.	Mommsen

Moore	Nunn	Oldson	Olson
Ourth	Paustian	Pettengill	Prichard
Rizer	Rogers	Ruff	Running-Marquardt
Salmon	Sands	Sexton	Sheets
Sieck	Smith	Soderberg	Staed
Stanerson	Steckman	Stutsman	Taylor, R.
Taylor, T.	Thede	Upmeyer	Vander Linden
Watts	Wessel-Kroeschell	Wills	Winckler
Windschitl	Wolfe	Worthan	Mr. Speaker
			Paulsen

The nays were, none.

Absent or not voting, none:

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## IMMEDIATE MESSAGES

Upmeyer of Cerro Gordo asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 455, 493, 501, 504, 550** and **Senate File 217.** 

## EXPLANATION OF VOTE

On March 25, 2015, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

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House File 455 – "aye"
House File 493 – "aye"
Senate File 217 – "aye"
Amendment H–1008 (H.F. 285) – "aye"
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Ourth of Warren

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

## H.S.B. 224 Ways and Means

Exempting from the individual income tax the wages of individuals who provide services to disabled individuals and including effective date and applicability provisions.

## H.S.B. 225 Ways and Means

Relating to Iowa's urban renewal law by modifying requirements for the annual report prepared by the legislative services agency, establishing restrictions on the use of divided revenues, modifying the methodology for calculating the amount of divided revenues, and including effective date provisions.

## H.S.B. 226 Ways and Means

Relating to state taxation by amending the sales and use tax and excise tax imposed on certain machinery, equipment, attachments, and replacement parts used in construction.

## H.S.B. 227 Ways and Means

Relating to the taxation of pipeline company property by modifying eligibility criteria for the business property tax credit, modifying property assessment limitations, and including applicability provisions.

## H.S.B. 228 Ways and Means

Providing an exemption from the computation of net income for the individual income tax of net capital gain from the sale or exchange of qualified capital stock and including effective date and retroactive applicability provisions.

## H.S.B. 229 Ways and Means

Relating to the state sales tax by exempting the sales price from the sale or furnishing of metered water to residential customers and creating related state and local residential metered water excise taxes.

#### H.S.B. 230 Commerce

Providing for a dramshop liability study.

## SUBCOMMITTEE ASSIGNMENTS

Senate File 299

Judiciary: Rizer, Chair; Prichard and Windschitl.

Senate File 300

Judiciary: Rizer, Chair; Heartsill and Olson.

Senate File 377

Judiciary: Rizer, Chair; Dawson and Heartsill.

Senate File 412

Judiciary: Rizer, Chair; Heaton and Wolfe.

Senate File 415

State Government: Koester, Chair; Stanerson and T. Taylor.

Senate File 447

Judiciary: Rizer, Chair; Heartsill and Oldson.

Senate File 449

Government Oversight: Kaufmann, Chair; Heartsill and Lensing.

Senate File 450

Judiciary: Rizer, Chair; Anderson and Heartsill.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

**House Study Bill 224** 

Ways and Means: L. Miller, Chair; Brown-Powers and Forristall.

**House Study Bill 225** 

Ways and Means: Sands, Chair; Byrnes and Isenhart.

**House Study Bill 226** 

Ways and Means: Maxwell, Chair; Hein and Prichard.

**House Study Bill 227** 

Ways and Means: Maxwell, Chair; Byrnes and Isenhart.

**House Study Bill 228** 

Ways and Means: Hagenow, Chair; Cownie and Kearns.

**House Study Bill 229** 

Ways and Means: Hagenow, Chair; Kearns and Nunn.

**House Study Bill 230** 

Commerce: Carlson, Chair; Lykam and Rizer.

#### COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL Chief Clerk of the House

#### COMMITTEE ON COMMERCE

House File 600, a bill for an act relating to telehealth and professional licensure, insurance coverage, and reimbursement under the medical assistance program.

Fiscal Note: No

Recommendation: Amend and Do Pass with amendment H-1155 March 25, 2015.

## COMMITTEE ON GOVERNMENT OVERSIGHT

**Committee Bill** (Formerly <u>House Study Bill 222</u>), modifying provisions applicable to the construction, erection, maintenance, or operation of electric transmission lines, and including effective date and applicability provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 25, 2015.

**Committee Bill** (Formerly <u>House Study Bill 223</u>), relating to the use of eminent domain authority, modifying and establishing related procedures, and including effective date and applicability provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 25, 2015.

#### COMMITTEE ON STATE GOVERNMENT

Senate File 135, a bill for an act relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

Fiscal Note: No

Recommendation: Do Pass March 24, 2015.

#### COMMITTEE ON WAYS AND MEANS

Senate File 176, a bill for an act relating to school district property tax replacement payments for certain budget years and including effective date provisions.

Fiscal Note: No

Recommendation: Do Pass March 25, 2015.

Committee Bill (Formerly House File 192), relating to property tax assessment by modifying requirements relating to property assessment notices and equalization order notices, modifying provisions relating to property assessment protests and assessor informal reviews, and including applicability provisions.

Fiscal Note: No

Recommendation: Amend and Do Pass March 25, 2015.

Committee Bill (Formerly House File 245), providing for special vehicle registration plates displaying a decal designed and issued by a nonprofit organization, providing fees, making a penalty applicable, and including effective date provisions.

Fiscal Note: No

Recommendation: Do Pass March 25, 2015.

Committee Bill (Formerly House File 557), relating to the establishment, operation, and dissolution of rural improvement zones.

Fiscal Note: No

Recommendation: Amend and Do Pass March 25, 2015.

Committee Bill (Formerly House Study Bill 161), relating to the possession, sale, transfer, purchase, and use of fireworks and providing penalties.

Fiscal Note: No

Recommendation: Amend and Do Pass March 25, 2015.

## RESOLUTION FILED

<u>H.R. 26</u>, by Highfill and Abdul-Samad, a resolution recognizing the relationship between Taiwan and the State of Iowa and endorsing the signing of a bilateral investment agreement between Taiwan and the United States.

Laid over under Rule 25.

## AMENDMENTS FILED

<u>H-1151</u>	H.F.	<u>548</u>	Sexton of Calhoun
<u>H-1152</u>	H.F.	<u>586</u>	Kelley of Jasper
<u>H-1153</u>	<u>H.R.</u>	<u> 15</u>	Hunter of Polk
<u>H-1154</u>	H.F.	<u>558</u>	Nunn of Polk
<u>H-1155</u>	H.F.	600	Committee on Commerce
<u>H-1156</u>	H.F.	548	Watts of Dallas

On motion by Upmeyer of Cerro Gordo, the House adjourned at 10:40 a.m., until 8:30 a.m., Thursday, March 26, 2015.